

TEMPORARY

NO. 62063

T

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR 22 1996

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 22 1996

The applicant Midas Joint Venture, hereby makes application for permission to change the place of use & point of diversion of a portion of water heretofore appropriated under Permit No. 60669

1. The source of water is underground
2. The amount of water to be changed .0178 cfs (8gpm)
3. The water to be used for mining, milling and domestic
4. The water heretofore permitted for mining, exploration, drilling, test mining
5. The water is to be diverted at the following point NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 21, T39N, R46E, or a point which bears N. 53°21'55"W. a distance of 1932.95 feet to the corner common to Sections 16, 17, 20 and 21, T.39N, R.46E, MDB&M
6. The existing permitted point of diversion is located within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 34, T.39N., R.46E., MDB&M or at a point which bears N. 15°29'55"E. a distance of 3707.18 feet to the NE corner of section 34.
7. Proposed place of use NW $\frac{1}{4}$ of Section 21, T.39N. R.46E, MDB&M
8. Existing place of use All of Sections 15, 16, 21, 22, 27, 28 and 34 T.39N., R.46E., MDB&M
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works Well with pump and flow meter, generator and pump to produce 10gpm and 40 gal. storage tank
12. Estimated cost of works \$2,780.00 for equipment, \$23 per foot for drilling (est. 300 ft.)
13. Estimated time required to construct works 90 days from date of application to completion. Actual construction should take no longer than 2 weeks.
14. Estimated time required to complete the application of water to beneficial use one exploration season
15. Remarks: Estimate annual consumptive use at 100,000 gallons.

By MIDAS JOINT VENTURE

s/ Andre J. Douchane - Vice President

6451 Lakeside Dr., Suite 2100

Reno, NV 89501

Compared cl/jk cl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 60669 is issued subject to the terms and conditions imposed in said Permit 60669 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the Proof of Completion of Work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The manner of use of water under this temporary permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the groundwater basin.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 60669 and 62063-T shall not exceed 5.0 acre-feet annually.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on June 27, 1997 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0178 cubic feet per second , but not to exceed 0.3 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Application of water to beneficial use shall be filed on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

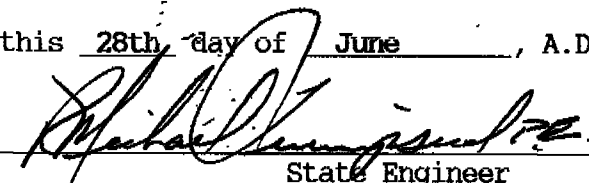
TEMPORARY

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 28th day of June, A.D. 1996


State Engineer

EXPIRED

DATE JUN 27 1997